

SCHIFFRIN BARROWAY
TOPAZ & KESSLER, LLP
Alan R. Plutzik, Of Counsel (Bar No. 077785)
L. Timothy Fisher, Of Counsel (Bar No. 191626)
2125 Oak Grove Road, Suite 120
Walnut Creek, California 94589
Telephone: (925) 945-0770
Facsimile: (925) 945-8792

-and-

Richard A. Maniskas
D. Seamus Kaskela
280 King of Prussia Road
Radnor, PA 19087
Telephone: (610) 667-7706
Facsimile: (610) 667-7056
rmaniskas@sbtclaw.com
skaskela@sbtclaw.com

Attorneys for Plaintiff
Abrena Winston

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

BIKASH MOHAN MOHANTY, Individually and
On Behalf of All Others Similarly Situated,

Plaintiff,

v.

AMIR BASSAN-ESKENAZI, RAN OZ,
FREDERICK BALL, GAL ISRAELY, DEAN
GILBERT, KEN GOLDMAN, LLOYD CARNEY,
BRUCE SACHS, ROBERT SACHS, GEOFFREY
YANG, MORGAN STANLEY & CO. INC,
MERRILL LYNCH, PIERCE, FENNER & SMITH
INC., COWEN & CO., INC., JEFFERIES & CO.,
INC., THINKEQUITY PARTNERS, LLC,
BIGBAND NETWORKS, INC.,

Defendants.

Case No. 07-cv-05101-SBA

**ADMINISTRATIVE MOTION
TO CONSIDER WHETHER
CASES SHOULD BE RELATED
PURSUANT TO L.R.3-12(B)**

1 Plaintiff Abrena Winston hereby moves for consideration of whether *Winston v. BigBand*
 2 *Networks, Inc. et al.*, Case No. 07-cv-03178, filed on October 18, 2007, and *Brotsky v. BigBand*
 3 *Networks, Inc. et al.*, Case No. 07-cv-05141, filed October 5, 2007, are related to the earlier filed
 4 case of *Mohanty v. Bassan-Eskenazy et al.*, Case No. 07-05101-SBA, filed on October 3, 2007.

5 Pursuant to Civil L.R. 3-12(a), these actions are related. They involve substantially the
 6 same parties and events. These three actions are class actions brought against the same
 7 defendants under the federal securities laws. Their allegations are substantively identical. It
 8 appears likely that there will be an unduly burdensome duplication of labor and expense and
 9 potentially conflicting results if this case is conducted before a different judge. Therefore,
 10 assignment of a single judge is likely to conserve judicial resources and promote an efficient
 11 determination of these actions.

12 Dated: October 19, 2007

SCHIFFRIN BARROWAY
 TOPAZ & KESSLER, LLP

15 /s/

16 Alan R. Plutzik, Of Counsel (Bar No. 077785)
 17 L. Timothy Fisher, Of Counsel (Bar No. 191626)
 2125 Oak Grove Road, Suite 120
 18 Walnut Creek, California 94598
 Telephone: (925) 945-0770
 19 Facsimile: (925) 945-8792

20 -and-

21 Richard A. Maniskas
 22 D. Seamus Kaskela
 280 King of Prussia Road
 Radnor, PA 19087
 Telephone: (610) 667-7706
 Facsimile: (610) 667-7056
 25 rmaniskas@sbtclaw.com
 26 skaskela@sbtclaw.com

27 *Attorneys for Plaintiff*
 28 *Abrena Winston*